IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 3511 of 1996

Between:

Southern Institute of Medical Sciences rep. by Secretary Mr.B.R.Prasad, S/o Venkata Basava Raju
Mangalagiri Road, Guntur

..... PETITIONER

AND

1 Govt. of A.P. rep. by Secretary
Health, Medical & Family Welfare Dept., Secretariat,
Hyderabad
2 Director of Medical Education A.P., Sultan Bazar, Koti, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of Mandamus or any other appropriate writ order or direction and direct the respondents to grant permission to the petitioner to establish Southern Institute of Medical Sciences College of Physiotherapy at Guntur for conducting an Educational Course i.e. B.Sc. (Physiotherapy) 3 1/2 years course) pursuant to the application of the petitioner dt: 25-5-1995.

Counsel for the Petitioner: MR.V.VENKATARAMANA

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMI.WELFARE

The Court made the following :

THE HONOURABLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO.3511 OF 1996

ORDER:

This writ petition is filed seeking a writ of mandamus to direct the respondents to grant permission to the petitioner to establish Southern Institute of Medical Sciences College of Physiotherapy at Guntur for conducting an educational course viz., Bachelor of Science (Physiotherapy).

It is the case of the petitioner that on 25.5.1995 it filed an application seeking permission, and though he has complied all the formalities, his application has not been considered.

This court, vide orders dated 24.6.1996 in W.P.M.P.no.11697 of 1997 directed the first respondent to consider the application of the petitioner. The petitioner filed a contempt case in C.C.No.1101 of 1996 on the ground that the said orders were not complied with. In the said contempt case, the respondents filed counter wherein it is stated that the case of the petitioner has been considered and submitted to the Hon'ble Minister and also to the Hon'ble Chief Minister on 23.7.1996 and orders in this regard are awaited.

Having regard to the averments in the counter affidavit, I dispose of the writ petition directing the respondents to consider the said representation, if not already considered, within a period of two months from the date of receipt of a copy of this order.

Subject to above direction, the writ petition is disposed of. No order as to costs.

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(JUSTICE R.SUBHASH REDDY)

Dt.16.02.2005.

Mdaa

Copy to:

1 Govt. of A.P. rep. by Secretary
Health, Medical & Family Welfare Dept., Secretariat,
Hyderabad
2 Director of Medical Education A.P., Sultan Bazar, Koti, Hyderabad

3. Two C.Cs to G.P.for Medical and Health, High Court of A.P., Hyderabad (OUT).

4. Two C.D.copies.